



COMMONWEALTH OF PENNSYLVANIA
 PENNSYLVANIA PUBLIC UTILITIES COMMISSION
 P.O. BOX 3265, HARRISBURG, PA 17105-3265
 July 30, 2002

C-00014966

REFER TO OUR FILE-

C-00992485; C-00992119; C-00014966

DAVID W FRANCIS ESQ
 KELLY H DECKER ESQ
 POWELL TRACHTMAN LOGAN
 CARRLE BOWMAN & LOMBARDO PC
 114 NORTH SECOND ST
 HARRISBURG PA 17101

DOCKETED

AUG 13 2002

Berwick Industries, Inc. (C-00992485)
 C & D Technologies, Inc. (C-00992119)
 Penn Color, Inc. (C-00014966)

v

Pennsylvania Power & Light Company

DOCUMENT

BTL

TO WHOM IT MAY CONCERN:

This is to advise you that no timely filed exceptions and no requests for review from the Commissioners have been received within the specified time period to the decision issued in the subject case.

Therefore the decision of the Administrative Law Judge is final without further Commission action.

A copy of the final order has been enclosed for your records.

Very truly yours,

James J. McNulty
 James J. McNulty
 Secretary

Enclosure
 Certified Mail
 Receipt Requested
 TAB

BERWICK INDUSTRIES INC
 BOMBAY LANE AND NINTH ST
 PO BOX 428
 BERWICK PA 18603

ANTHONY C DECUSATIS
 DAVID B MACGREGOR
 MORGAN LEWIS & BROCKIUS LLP
 1701 MARKET ST
 PHILADELPHIA PA 19103-2921

PAUL E RUSSELL
 PPL UTILITIES
 TWO NORTH NINTH ST
 ALLENTOWN PA 18101

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

Berwick Industries, Inc.	:	C-00992485
	:	
C & D Technologies, Inc.	:	C-00992119
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	:	
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F I N A L O R D E R

In accordance with the provisions of Section 332(h) of the Public Utility Code, 66 Pa. C.S. §332(h), the decision of Administrative Law Herbert S. Cohen dated June 3, 2002, has become final without further Commission action; THEREFORE,

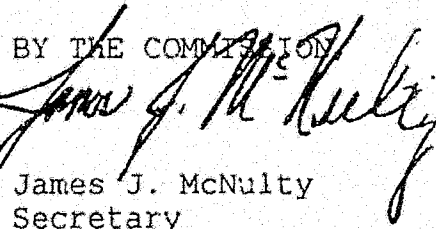
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IT IS ORDERED:

1. That the Joint Petition of Berwick Industries LLC, successor-in-interest to Berwick Industries, Inc. to withdraw with prejudice Count I of its six count Complaint filed with this Commission on or about May 27, 1999 and as captioned in the above manner at Docket No. C-00992485 is hereby granted. That Berwick shall be free to pursue the remaining claims set forth in Counts II-VI of the referenced Complaint.

2. That the Joint Petition of C&D Technologies, Inc. to withdraw with prejudice Count I of its six count Complaint filed with this Commission on or about February 5, 1999 and as captioned in the above manner at Docket No. C-00992119 is hereby granted. That C&D shall be free to pursue the remaining claims set forth in Counts II-VI of the referenced Complaint.

3. That with respect to all the other Complaints noted above, the record is to remain open.

BY THE COMMISSION

James J. McNulty
Secretary

(SEAL)

ORDER ENTERED: JUL 30 2002